IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 10TH DECEMBER 2007 / 19TH AGRAHAYANA 1929

Bail Appl..No. 7593 of 2007()

CMP.4097/2007 of J.M.F.C.-I,THAMARASSERY
C.R.NO.22/07 OF THAMARASERRY EXCISE INSPECTOR

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: PETITIONER/ACCUSED

RIBASH AGED 25 YEARS
S/O. VIJAYAN, RESIDING AT KOTTARAPARAMBIL,
POOVANMALAYIL, KIDAVUR AMSOM CHAMAL.

BY ADV. SRI.LUIZ GODWIN D'COUTH

RESPONDENTS: COMPLAINANT

STATE OF KERALA REPRESENTED BY
EXCISE INSPECTOR, THAMARASERRY EXCISE RANGE
THROUGH PUBLIC PROSECUTOR
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 10/12/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

B.A. No. 7593 OF 2007 D

Dated this the 10th day of December, 2007

O R D E R

Application for regular bail. The petitioner faces allegations under the Kerala Abkari Act. The petitioner was allegedly found to be in possession of 5 litres of arrack on 9/7/2007. He surrendered on 21.11.07 and continues in custody from that date. He has no history of any criminal antecedents, submits the learned Public Prosecutor.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that regular bail can be granted to the petitioner subject to appropriate conditions.

3. In the result, this petition is allowed. The petitioner can now be enlarged on bail on the following terms and conditions:

i) He shall execute a bond for Rs.25,000/- (Rupees twenty five thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

ii) The petitioner shall make himself available for interrogation before the investigating officer as and when directed by the investigating officer in writing to do so.

(R.BASANT, JUDGE)

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